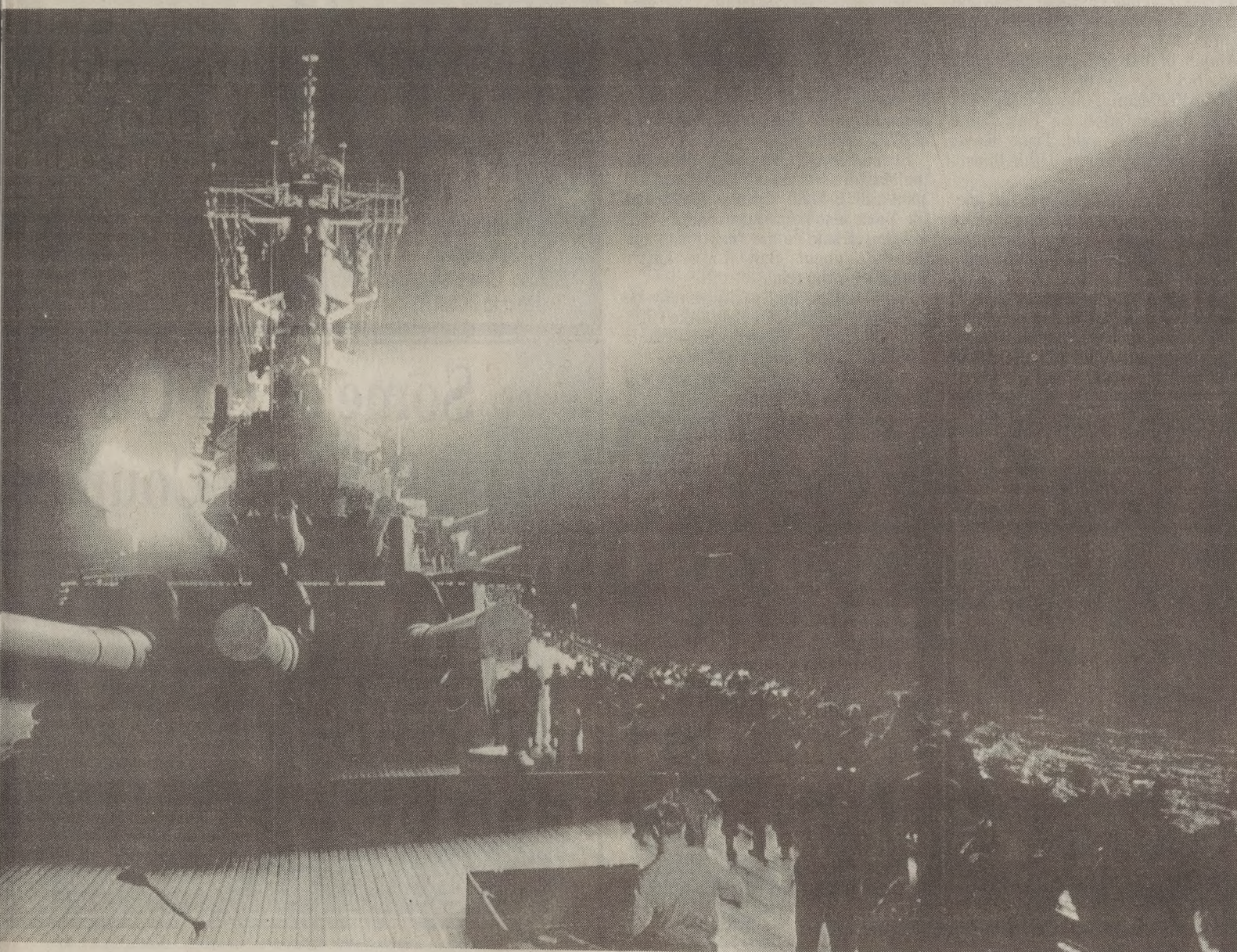


THE DAILY UNIVERSE

Vol. 44 No. 86

Brigham Young University Provo, Utah

Friday, January 25, 1991



Tomahawk cruise missile launch lights the night sky and the deck of the USS Wisconsin last week.

2 Iraqi planes fall, allied forces win gulf naval battle

Associated Press

DHAHRAN, Saudi Arabia — Iraq's elusive air force showed signs of life Thursday and sent two warplanes along the Saudi coast carrying the feared Exocet anti-ship missiles. Both fighters were promptly shot down.

Iraq mocked the allies for failing to launch a ground offensive, but allied commanders said they would stick to their game plan and intensify the around-the-clock air strikes on Iraq and occupied Kuwait.

The U.S. Navy scored a victory in the northern Persian Gulf, taking 51 Iraqis prisoner on a tiny Kuwaiti island and sinking an Iraqi minesweeper, American officials reported. They said a second minesweeper exploded and sank, apparently after hitting a mine while trying to escape.

Three Iraqis were killed on Qaruh Island Thursday in the latest action by the U.S. Navy along the Kuwaiti coast, where Iraqis have been sowing mines and installing anti-aircraft weapons on oil platforms.

The United States and Britain each lost a warplane during the night Wednesday.

The American pilot was saved in a dramatic rescue after his jet was disabled by ground fire and he ejected over the gulf.

The two crewmen of the British Tornado GR-1 fighter-bomber are missing, British sources in Riyadh said.

The losses occurred as allied forces took advantage of clearing skies to step up their relentless air assault on Iraq and Kuwait.

Many of the attacks concentrated on Iraq's elite Republican Guards, an Army spokesman said.

The sorties are inflicting heavy damage on the guards, U.S. pilots and military commanders said Thursday, but neither provided casualty figures.

"We are hitting them with all assets available to us," U.S. Army Lt. Col. Greg Pepin said of the elite Iraqi unit. He estimated that more than 150,000 of the guards are "well dug in" in Kuwait and southern Iraq.

The allied tactics call for "softening up" the Iraqi forces from the air before trying to eject them from Kuwait by ground.

The number of allied sorties passed 15,000 on Thursday, Pepin said.

Allied sources in Dhahran said the U.S.-led coalition wants to pick up the pace, perhaps flying 3,000 missions a day if the skies remain clear.

Gen. Colin Powell, chairman of the Joint Chiefs of Staff, said Wednesday that air attacks would intensify along supply routes and lines of communications around the Iraqi city of Basara.

Subs launch missiles Tomahawks fired from Mediterranean

Associated Press

WASHINGTON — U.S. submarines, operating from the depths of the Mediterranean and Red seas, are launching Tomahawk cruise missiles at targets inside Iraq, Pentagon sources said Thursday.

The development in the war against Saddam Hussein amounts to the first use of American submarine-launched missiles in a combat environment," one source said.

"There have been multiple launches" of Tomahawk missiles from the submerged subs over the last several days, said a second source. Both spoke on the condition of anonymity.

The entry of submarine-launched missiles into Operation Desert Storm "just gives Saddam a new threat to worry about," the first source said. Missiles "are now coming at him from the north as well as the south."

War will be long, White House says

Associated Press

WASHINGTON — The war against Iraq probably will last months, not weeks, and will entail "enemy victories" and allied losses before Saddam Hussein is defeated, the White House said Thursday in its first, tentative predictions about the duration of the conflict. The somber appraisal was combined with a confident prediction that "in the final analysis, we will prevail."

Eight days into the war, Republican leaders of Congress were briefed on the fighting by President Bush and Defense Secretary Dick Cheney.

"It's not going to be a short war," said House Republican Leader Bob Michel of Illinois. "We're not going to be rushing into a land war while the air strikes still have much to accomplish."

Rep. Newt Gingrich, the GOP House whip from Georgia, said Saddam was "a very, very dangerous opponent" and that "all of us ought to understand that this is still a long, difficult undertaking." Even so, Gingrich said Saddam is "going to get his butt kicked."

"There are going to be enemy victories, there are

going to be enemy surprises, days when we see allied losses," presidential press secretary Marlin Fitzwater said.

"We need to get into a frame of mind that allows us to accept those reverses and surges and still keep track of the main thrust and our conviction that we will win, that we are being successful at this point," Fitzwater said.

With Iraqi forces hunkered down and refusing to come out fighting, allied casualties have been kept low. That could change dramatically if the war moves from the air to the ground.

Provo area sees rise in military enlistment for January

By DALLAS SCHOLES
Universe Staff Writer

Enlistment around Provo has increased as much as 100 percent since some of the armed services began hunkering down for the gulf conflict.

Both the Army and the Coast Guard reported a significant jump in recruitment for the month of January. The Air Force and Marines remained at a constant level while the Navy was unavailable for comment.

One area that Army recruiters have been encouraged to concentrate in for enlistment is former members of the armed forces that have been trained in certain filled areas.

Staff Sgt. Lane Kaska, assistant station commander at the Army Recruiting Office in Provo, said that people who re-enlist for service in the Army are offered a special two-year enlistment with entrance pay at the same level they left.

"At this point (recruitment) is kind of up here in our station," Kaska said. "Recruiting is up about 50 percent over the past two months."

Kaska said the motivation behind the high enlistment is a strong wave of patriotism and educational opportunities for students who enlist.

"There are a lot of young guys enlisting and older folks," Kaska said. Older recruits are people in the 25 to 30 age groups.

Kaska said the recruits are not coming from any particular financial background. "Several people are coming from making a good living to enlist," Kaska said.

"Some of the people coming in have asked particularly to serve in the gulf, but the response has been so high that we cannot guarantee them that they will go to the gulf," Kaska said.

Chief Dennis Newell, the officer in charge of the Salt Lake City Coast Guard Recruitment Center, is in charge of a five-state recruitment area.

"Our quota has increased because of a shortage of people in the Coast Guard," Newell said. "After the war started we went from about 20 recruits a month to about 40 a month."



Universe photo by James J. Walker

Thomas Jefferson, played by Clay Jenkinson, left, and Alexander Hamilton, played by Don Hickey, debate Thursday as part of Orem's Community Awareness Fair at University Mall.

Founding Fathers hold debate at mall

By STEVEN E MORGAN
Universe Staff Writer

Thomas Jefferson and Alexander Hamilton were brought to life for a brief moment Thursday evening at the University Mall as part of Orem's inaugural Community Awareness Fair.

"The Great Debate" was one of several appearances to be made by the duo during a three-day tour of the Wasatch Front, commemorating the celebration of the Bill of Rights Bicentennial.

Don Hickey, a professor of history at Wayne State College in northeastern Nebraska, plays the part of Hamilton. Hickey said his portrayal of Hamilton is a way of teaching history without having to lecture.

"This is a state that works in a way that Jefferson had in mind," said Clay Jenkinson, a Rhodes scholar who plays the part of Thomas Jefferson.

Jenkinson has portrayed Jefferson for legislatures, colleges and universities in more than 30 states during the past five years. "Utah is a state that has its own sense of sovereignty," Jenkinson said.

Throughout the hour-long presentation, Jefferson and Hamilton answered questions from an audience of adults and youth. Questions focused on a wide variety of subjects, from the establishment of the Bill of Rights to the controversial issue of abortion.

"When we are in character, our personal views become irrelevant," Hickey said.

"They are not actors, they are scholars," said Ann Floor, project director for the Utah Humanities Council, which co-sponsored the event. Floor said both Jenkinson and Hickey have studied and familiarized themselves greatly with their respective characters. "You could ask them anything," she said.

Soviet troops fire on vehicles 1 Lithuanian wounded; republic's president condemns action

Associated Press

VILNIUS, U.S.S.R. — Lithuanian officials said Thursday that Soviet troops accompanying a column of armored cars opened fire on two vehicles outside of Vilnius, wounding one person and later arresting another.

Ceslavus Stankavicius, a deputy to Lithuanian President Vytautas Landsbergis, told a news conference the Soviet soldiers were apparently annoyed by a police car and a govern-

ment vehicle following their armored cars on the main road from Vilnius to the republic's second city, Kaunas.

Stankavicius said one person was wounded in Thursday's incident, but officials did not yet know how seriously.

Another person was arrested by the soldiers, he said. No other details were available.

Lithuanian officials said they contacted Georgy Tarazevich, the personal representative of Soviet Presi-

dent Mikhail S. Gorbachev, about Thursday's shooting.

In Moscow, reformers in the legislature of the Russian republic failed to win approval of a resolution condemning military attacks in the Baltic republics.

"These events can only be labelled as the continued license of the Soviet Armed Forces (to operate) despite ... promises that this would be discontinued," Landsbergis told Lithuania's parliament.

Memorial service runs into trouble

By REBECCA INMAN
Universe Staff Writer

A memorial service organized to honor 19-year-old Elizabeth Glausi, a BYU student who died from injuries sustained at an AC/DC concert in Salt Lake City, was discontinued when a custodian in the N. Eldon Tanner Building asked the participants to leave.

The group was dispersed by custodian Ron Porritt when it was discovered the students had not scheduled the room.

Porritt notified University Police after the group re-

fused to leave.

Friends of Glausi organized a short service on the second floor of the building but neglected to schedule the room through Student Life.

"I thought if the room wasn't being used already then there wouldn't be a problem," said Reggie Brower, 20, a BYU junior majoring in international relations.

Brower said Porritt had originally given the group permission to use the room but asked them to leave after consulting with his supervisor.

Ryan Thomas, assistant dean of Student Life, was unaware of the situation.



Universe photo by Daria Mackelprang

Tie a yellow ribbon ...

Yellow and white ribbons adorn the trees between the Talmage Mathematical Sciences/Computer Building and the J. Reuben Clarke Law School Wednesday

NEWS DIGEST

Compiled from staff and news service reports

Anxieties build as Israelis wait out war

JERUSALEM — It's a strange war for Israel. Generals appear on children's television shows and civilians are more endangered in their homes than soldiers are at the front.

Israelis, not used to waiting out a war, have brought a flood of phone calls to hot-line services about the paralyzing uncertainty of when the next missile will fall. Psychiatrists say the anxieties build every day as the gulf war drags into its second week.

Schools have been closed since last Thursday because of the missile threat, and state television is trying to keep national morale high with children's shows that deal with fears.

Children are shown making clowns out of gas masks, the splashes of color concealing the sinister appearance of the masks.

An Israeli version of "Sesame Street" features a burly porcupine named Kippi who jokes with Oscar, of trash can fame, about suffering insomnia because of the missiles.

The older kids get to interview army officers.

Thursday's guest was Agriculture Minister Rafael Eitan, a retired general who was army chief of staff in Israel's 1982 Lebanon invasion and a paratrooper in Israel's earlier wars.

"There is no such thing as a person who isn't afraid. ... You just try to think about other things," he told a young girl.

Teen drug-use drops below 50 percent

WASHINGTON — Illegal drug use among young adults declined again last year, continuing a decade-long trend, but large numbers of them still drink and smoke regularly, according to an annual survey released Thursday.

The proportion of 1990 high school seniors who had ever used an illegal drug dropped to 47.9 percent, down 3 points from the prior year's class, the federally financed survey said. That was the lowest level since the survey began in 1975, and the first drop below 50 percent.

The level was highest in 1981, at 65.6 percent, and has dropped by about three points each year since 1988.

Officials attributed the decline in the use of marijuana, cocaine and other illegal drugs to less demand, rather than a reduction in supply.

"We think this is a clear result of education efforts," said Dr. Louis Sullivan, secretary of the Department of Health and Human Services. Anti-drug messages are "convincing students that drugs are not a rite of passage but a road to disaster," he said.

Breast cancer risk increases to 1-in-9

NEW YORK — The average American woman has a one-in-nine risk of developing breast cancer during her lifetime, an increase over the previous estimate, the American Cancer Society said Thursday.

The increase reflects rising breast cancer rates and the fact that women are living longer, the society said.

About 175,000 American women will get breast cancer this year, and 44,500 women will die from the disease, the society said in releasing its annual projections.

"Every American woman should consider herself at risk," Dr. Clark Heath, the society's vice president for epidemiology and statistics, said in a statement.

The society had projected a 1-in-10 risk since 1987, based on data from the early 1980s. The new estimate is based on federal figures for 1987, said cancer society statistician Catherine Boring.

Edward Sondik, the National Cancer Institute's deputy director of the division of cancer prevention and control, noted that the change means going from a risk of 10 percent to one of 11 percent.

1990 census results renew skepticism

WASHINGTON — New York City grew by nearly 4 percent in the 1980s while other large cities in the East and Midwest shrank during the decade, the Census Bureau said Thursday.

The National League of Cities said three-fourths of the nation's municipal leaders believe the 1990 census was inaccurate.

These are the final numbers of a national count that began when Americans were asked to fill out and mail a form accounting for themselves.

Later, census workers canvassed housing projects and homeless shelters looking for people who never got, or didn't return, a form.

The bureau released numbers for 16 states on Thursday — Alabama, Connecticut, Hawaii, Idaho, Michigan, Missouri, Montana, Nebraska, New Hampshire, New Jersey, New York, North Dakota, Ohio, Oregon, Pennsylvania and Utah.

The Census Bureau said 7,322,564 people lived in New York. That number was higher by about 290,000 than a figure released last year.

Utah House passes revised abortion bill

SALT LAKE CITY — The Utah House on Thursday passed an anti-abortion bill after stripping the measure of its most restrictive elements.

The unanticipated 53-20 vote returned the bill to the Senate, which had one day before passed a two-tiered bill Gov. Norm Bangerter said he would sign.

However, the Republican governor hoped the amended bill would be greeted favorably by the Senate Friday and, barring major changes, still planned to sign it into law, said press secretary Francine Giani.

"If we get it tomorrow and it remains palatable, we'll sign it," she said.

The 75-member House voted 41-31 to drop the strict first tier in favor of what many consider is a more constitutionally acceptable second tier. Even supporters had acknowledged the stricter elements would almost undoubtedly have been rejected by the U.S. Supreme Court.

"It makes no sense to pass a piece of legislation that will be declared unconstitutional," said Rep. Jerrold Jensen, R-Salt Lake, in speaking for the amendment proposed by fellow Republican Afton Bradshaw.

Salt Lake might host Olympic cycling trials

By ROMMYN SKIPPER
Universe Staff Writer

Salt Lake City has been selected as one of three possible host cities for the 1992 U.S. Cycling Olympic Trials and U.S. National Road Cycling Championships.

A team of four presented Salt Lake City's bid book to the United States Cycling Federation, along with a 25-minute presentation on Salt Lake City's attributes, said Trish Kent, events director for the Utah Sports Foundation.

The bid book includes maps of proposed bike courses, where the cyclists would stay during the event and the amount of local support for the trials, Kent said.

Salt Lake City has already hosted the 1987 Masters Cycling Championships and the 1989 U.S. Road Cycling Championships, which it will again host this July.

Kent said the city's cycling back-

ground helped officials select Salt Lake City as one of the finalists.

"One thing that was very helpful is that Blue Cross and Blue Shield has already pledged \$50,000," Kent said.

Kevin Bischoff, assistant vice president of public relations and advertising for Blue Cross and Blue Shield of Utah, said, "I'm convinced this event would be an ideal promotional vehicle for us to sponsor in 1992." Bischoff helped present Salt Lake's bid to the USCF.

Steve Johnson, five time titlist for the Masters National Cyclist tour and 1989 USCF Male Masters Athlete of the Year, also helped present the bid.

Johnson said he was "cautiously optimistic" about Salt Lake City's chances for the trials.

He feels the high altitude may be the only drawback for Salt Lake City. He said, however, that the altitude would not affect quality athletes.

A final decision on the host city will be made in April, Kent said.

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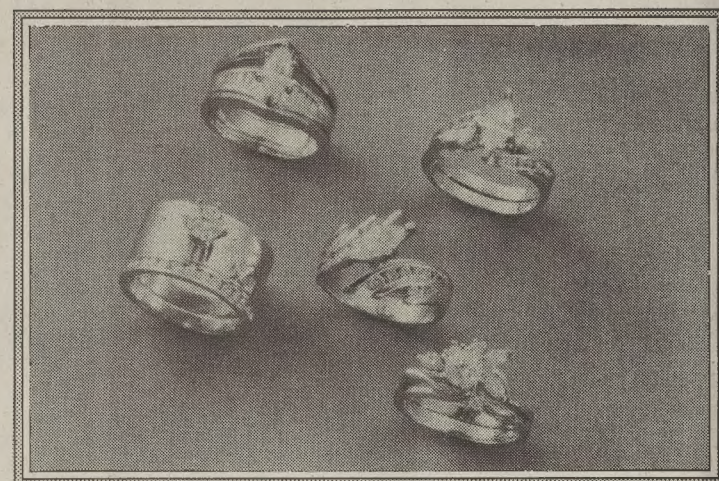
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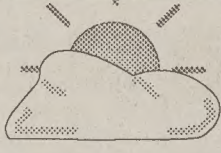
WEATHER

Area Forecast

Today: Partly cloudy and windy. Highs 30-35, lows in the teens.

Tomorrow: Mostly cloudy. Highs in the 30s, lows in the teens.

Sunrise: 7:44 **Sunset:** 5:37



Partly Cloudy

Yesterday's weather at BYU (24 hours ending 5 p.m. yesterday)

High temperature: 42
Low temperature: 10
One year ago high & low: 45/22
Peak wind speed: 12 mph
Air quality: Utah County residential-moderate; downtown Provo-moderate.

High Humidity: 89%

Low humidity: 33%

Precipitation: no trace

Month to date precip.: 1.32 inches

Source: Nat'l and BYU Weather Services

BRYANT BECK/Daily Universe

THE DAILY UNIVERSE

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News
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Advertising
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The Daily Universe is an official publication of Brigham Young University and is produced as a cooperative enterprise of students and faculty. It is published as a laboratory newspaper by the Department of Communications under the direction of a managing director and editorial and advertising directors, and with the counsel of a policy advisory board.

The Daily Universe is published Monday through Friday during the Fall and Winter semesters, except during vacation and examination periods. The Universe is published Tuesday, Wednesday and Thursday during Spring and Summer terms.

Opinions expressed do not necessarily reflect the views of the student body, faculty, university administration, or Board of Trustees, or The Church of Jesus Christ of Latter-day Saints.

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Thought of the day:

"Blessed is the man that walketh not in the counsel of the ungodly, nor standeth in the way of sinners, nor sitteth in the seat of the scornful."

—Psalms 1:1

A Clearance Sale to Beat All

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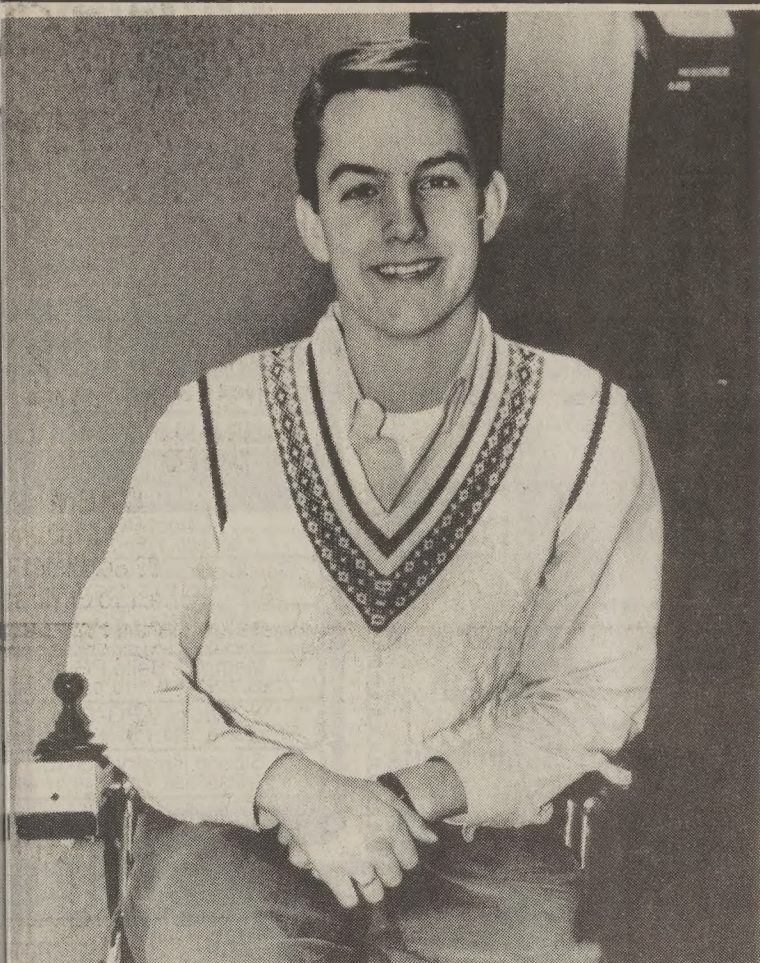
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CAMPUS



Universe photo by Matt Day

Jason Hall, a 20-year-old sophomore from Boise, Idaho, is a new executive director for BYUSA. He will oversee such programs as the preparedness fair and the departmental involvement fair.

BYUSA director eager to serve others

By CAMIE OAKS
Universe Staff Writer

BYUSA has appointed Jason Hall, a 20-year-old sophomore from Boise, Idaho, to be an executive director for the remainder of Winter Semester. Jason was the logical choice," said Cowley, BYUSA executive president. Hall has been a substitute service president since November. His predecessor, Tristan Yeaman, resigned because of health problems.

Hall brings many unique personal experiences and leadership qualifications to BYUSA, said Steve Moffat, BYUSA executive director. While vacationing in Lake Powell this freshman year in high school, Hall broke his neck in a swimming accident. He was paralyzed from the neck down.

Even though Hall has limited physical capabilities, it hasn't held him back, Moffat said. "It has motivated me to go beyond what most of us are capable of doing," he said.

Hall has only been a full-time director since the beginning of Winter Semester, so he has mostly had on-the-job training. His duties include overseeing such BYUSA programs as the preparedness fair, the departmental involvement fair and debate. "Once you stop doing for yourself and start doing for others, that's when it becomes really effective," Hall said.

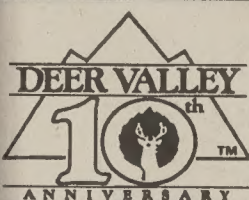
When asked to Jason speak about his motivation to live good lives, Hall just said, "He has a great sense of humor and an ability to feel comfortable with people."

Cowley said Hall has been a quick

AC applications due Tuesday

Universe Services

Applications are still being accepted for officers of the Student Advisory Council. The deadline has been extended until 6 p.m. today. Applications can be picked up on the fourth floor, ELWC.



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Society isn't colorblind yet, professor says

By CAMIE OAKS
Universe Staff Writer

U.S. society is not yet colorblind, and BYU students need to learn how to deal with racial differences in a positive manner, said Eugene England at a speech during Black Awareness Week.

"The best way to understand discrimination is to get in a position where you are in the minority and see what it feels like," England said.

England, a professor of English, addressed the topic "Being Different and Still Being All Alike Unto God" Thursday at 11 a.m. in the Memorial Lounge, ELWC.

"Our differences in color, religion, sex and national origin still make a negative difference to too many of us in America," he said.

He said people have not "made good" on the portion of the Constitution that guarantees the unalienable rights of life, liberty and the pursuit of happiness. Two hundred years after the Constitution was ratified "we are not yet a society that is colorblind," England said.

As members of The Church of Jesus Christ of Latter-day Saints attending a LDS school there are "racial differences today and also a history that we have to face up to and deal with," England said.

In 1830 "The Book of Mormon, Another Testament of Jesus Christ" was published, and like the Constitution, it contained a check that states in 2 Nephi 26:33, "all are alike unto God."

England said over the years many people have speculated why the blacks were not allowed to receive the

priesthood. One reason stated was "blacks were less valiant in the pre-existence, which became known as the Mormon escape clause."

He said people believed incorrectly there was a "connection between skin color and righteousness."

England urged listeners to learn more about the subject because most people speak "with a limited understanding, and assume that it was the blacks' fault. There is no evidence for this; it is an inference from other ideas and truths that we have."

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Dance
DJ "L.A. Live"
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9 to 12p.m. ELWC Ballroom / Admission \$2

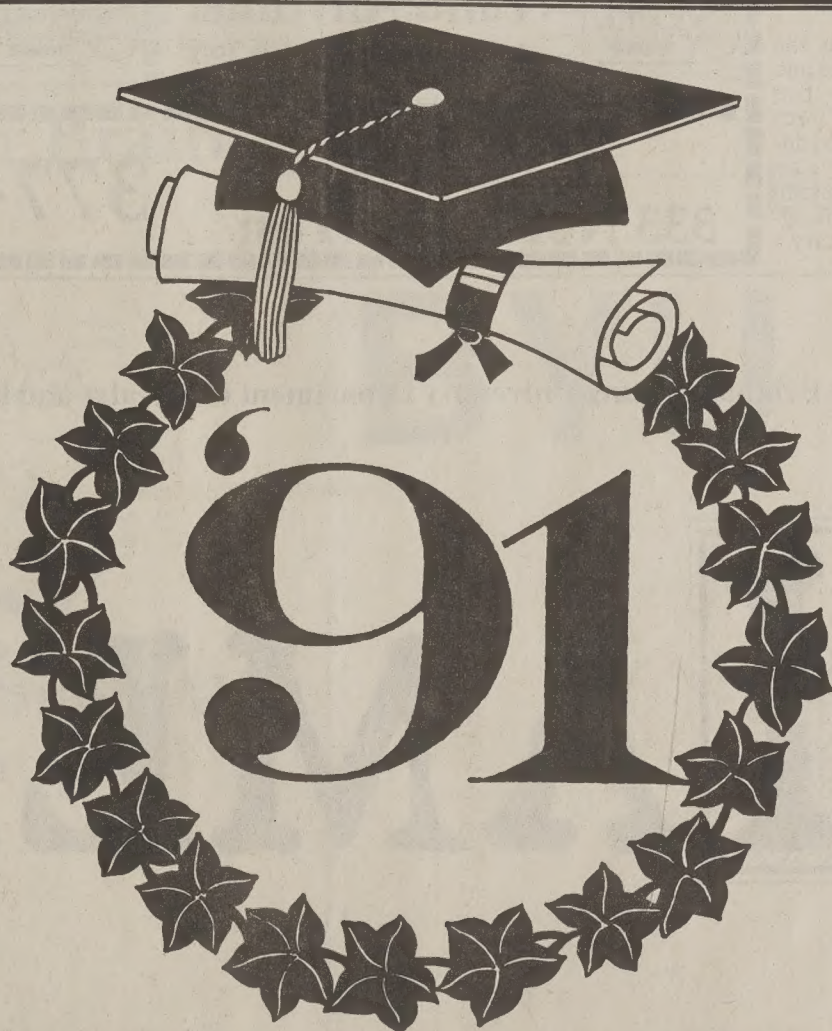
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August Graduation

LIFESTYLE

P. D. Q. Bach spoofs music

By SAMANTHA MCMILLEN
Universe Staff Writer

A fun, zany evening is in store for anyone planning to attend Saturday night's performance of "P. D. Q. Bach" with the Utah Symphony.

Professor Peter Schickele is the soul discoverer of P. D. Q. Bach who is the "fictive, besotted last-born son of Johann Sebastian Bach," the black-sheep of the family that no one was supposed to know about. He participates in the pieces as soloist, conductor and commentator.

Schickele, well established in the classical realm, is able to take a lot of the conventions and twist them around, Deborah Hendrickson, the public relations director of the Utah Symphony said.

"He has taken classical music and turned it around to show audiences the comical element," she said.

"He is extremely talented, you have to know the music backwards and forwards to do this."

The program includes the numbers "Hindenburg" Concerto Andante Cantabile, from Haydn's Op. 3, No. 5; Canine Cantata: "Wachet Arf!" ("Sleeping Dogs Awake!"); Echo Sonata, for Two Unfriendly Groups of Instruments; Concerto for Bassoon vs. Orchestra and other P. D. Q. Bach favorites.

The performance will be at 8 p.m. and is almost sold out. Tickets range from \$15 to \$27.



Universe photo courtesy of public communications

The grave digger holds a skull as Hamlet and Laertes look at it.

'Hamlet' disappoints

By ANGELEE J. HARRIS
Lifestyle Editor

From the opening scene of a medieval castle in Denmark to a final duel to the death, BYU's production of Shakespeare's "Hamlet" was anchored with some strong acting. But too many flaws undermine the classic play, and it's disappointing.

The first scene in Shakespeare's play was cut. This saves time, but also confused audiences unfamiliar with "Hamlet," because this scene introduces the characters and circumstances. Without it, the play is less effective.

The humorous characters added flavor to the production. Merlin J. Bowen's portrayal of the absent-minded Polonius who believes Hamlet is sick with love was entertaining, and his indulgent attitude towards Hamlet's wretched state of mind was captivating. Another character who was only on stage for one scene, but who amuses the audience the whole time, was Theatre and Film professor Ivan Crosland as the grave digger, with his accent, his grin, and his infectious enjoyment of his own wit.

Hamlet and Ophelia, the two main characters of the play, were portrayed less successfully than the humorous characters. In fairness, these characters are also far more complex.

Hamlet, played by BYU student Jason Rasmussen, was fiery and passionate. However, Rasmussen mainly indicated Hamlet's struggle to make a decision by means of violent movement and a quick temper. He depended too much on portraying Hamlet's inner turmoil through a voice so close to tears that he almost whines.

BYU student Cathleen Campbell was moving when she portrayed the insane Ophelia. Her abandoned dancing, singing and laughter were effectively disturbing. But before Ophelia goes insane, it seemed as if Campbell hadn't quite decided what kind of person Ophelia is, so the audience doesn't know either.

Claudius, King of Denmark, played by S. Bryce Chamberlain, was emotional in the prayer scene where he

reveals his guilt of murdering Hamlet's father. However, Claudius was so controlled and disinterested during all other scenes that there was no basis for his outburst of grief.

Tayva Patch's Queen Gertrude was so monotone the Queen's part lacked the power it should have had.

The actors spoke clearly, and I generally understood every word they said. But the cast mispronounced unfamiliar words and emphasized odd words enough that the meaning was often lost. One wonders how well they really understood what they were saying. This production won't help a person who hasn't studied "Hamlet" to understand the play. The play is cut substantially and lines are given to different production characters. This production falls short of the power and illumination it should have.

Spontaneity was missing from a number of performances. For example, when Horatio told Hamlet he had seen his father's ghost, the only indication of any surprise in Hamlet was in the lines Rasmussen recited.

At times the actors also struggled with movement. When Hamlet told Ophelia to go to a nunnery, he kissed her violently and passionately. It seemed contrived. At the end of their scene, Hamlet threw Ophelia to the floor and almost wrestled with her. The moment should be shocking, but instead their physical awkwardness became embarrassing.

The music in the play was also generally detracting. The music sounded like something out of a melodrama, for example, when Hamlet's father appeared as a ghost. Something subtler would have been better.

However, the sword fight at the end of the play between Laertes and Hamlet was compelling. The two young men parried back and forth across the stage, even fighting on different levels.

Overall, the production is a distinguished effort at staging a challenging script, but it isn't extraordinary.

Antique radio display shows its golden age

By RENEE HARRIS
Universe Writer

The golden age of radio is represented in "P.R. McIntire's Antique Broadcast Collection" displayed at BYU's Brimhall Gallery through Feb. 14.

P.R. McIntire, owner of a flour mill, and also known as a machinist, began collecting radios as a hobby when he retired. The private collection, consisting of more than 1,000 pieces, was stored in his basement for years until it was given to Bonneville International and KSL. This entire collection was donated on Jan. 7 to BYU's Department of Design.

The exhibit featured in the Brimhall Gallery displays 250 pieces from the collection, containing antique radios, speakers, phonographs and other broadcast equipment used by Americans between the 1930s and the 1960s.

One of the microphones was used by Franklin D. Roosevelt during his famous fireside chats, according to tour guide Margaret Weber, a graduate student from BYU's Department of Design.

The collection also shows a variety of broadcast equipment such as radios that look like a row of books or wine bottles.

Tour guides wear vintage clothing from the radio era and a collection of records from the golden years are also played. These include speeches by Winston Churchill and Judy Garland songs.

Larry Cindrich, professor of design and member of the Department Exhibit Committee, is one of the curators of the exhibit. Cindrich said those who knew McIntire claimed he wasn't a novice, a connoisseur of art and design, nor a radio technician, but he loved fiddling with things.

McIntire's flour mill truck drivers helped collect the broadcast equipment. McIntire would tell them to stop at any garage sale, no matter what, and buy the equipment. He would then fix what they bought. Other people would buy a radio at Deseret Industries, fix it up and sell it to McIntire for extra cash, since no one knew how valuable radios would be, Cindrich said.

"McIntire had equipment stacked in columns and rows up to the ceiling," Cindrich said. "Radios in the collection that seemed like nothing at the time are collectors items now."

McIntire kept good care of his collection, and even today most of the pieces are in superb working order. Cindrich said. In fact, one of the short wave radios in the Brimhall Gallery is hooked up and tuned to an international broadcast station.

"One radio can be dated as far back as 1915 and a TV (dates) from the 1930s," Weber said. As the years passed radios got smaller and were made out of plastic and metal.

In the golden era of radio, most entertainment was done through ra-

dio. Families gathered around the radio for hours. The number of families owning a radio was 60,000 in 1922, eight years later it increased to 13,750,000.

Tours through the collection are conducted Monday through Friday in the Brimhall Building. Large groups may make special arrangements.

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SPORTS

BYU downs Air Force

by SCOTT NIENDORF
Sports Editor

BYU's ground force shot down the w-flying Air Force Academy basketball team, 72-55, in a team defensive effort that saw Cougar coach Roger Reid play his entire bench. BYU improved its season record to 9-9 and climbed a half-game ahead of Wyoming for second place in the Western Athletic Conference at 5-2. Steve Schreiner led all scorers with 14 points and was the game's high rebounder with nine boards. Charles Smith paced the Falcons with a season high 20 points and six rebounds. Cougar guard Scott Moon chipped in 12 points while holding Air Force's leading scorer, Chris Lowry, to just 10 points on four of 13 attempts from the field.

The Cougars led the entire game and their defense held the Falcons to just 35 percent shooting from the field.

"I thought it was a good team effort tonight," Reid said. "The defense played the whole game for us."

Moon said he wanted to keep Lowry from getting open for the three-point shot as well as for any open shot. "I just wanted to make sure I stopped him from driving," he said. "It's also nice to know you have someone behind you," he said, referring to teammate Shawn Bradley.

Air Force coach Reggie Minton said he was impressed with BYU's defense and with Bradley in particular. "He's a fine player. Anytime that you have somebody with that kind of size, especially when it's against us, you are going to have problems."

Minton also said after the game that his team, as a military institution, was watching the developments in the Persian Gulf. "Most of us know



Universe photo by Michael Hammer
BYU's Steve Schreiner and Air Force's Robert Hawking scramble for a loose ball in a WAC match-up Thursday in the Marriott Center. BYU won, 72-55.

people there," he said. "The war is not a TV war to us."

Minton said he was at practice Jan. 15 talking to his team about some screens and cutting when his manager came out onto the court to tell him that the war had begun. "All of a sudden screens and cutting didn't seem as important."

The Cougars will next play Wyoming, 14-3 and 4-1, Saturday at 7:30

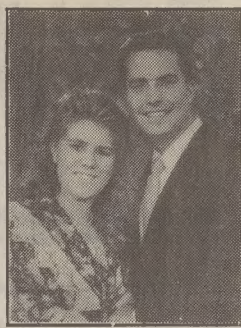
p.m. in the Marriott Center. BYU is looking to avenge last Saturday's loss in Laramie, 86-80, where they were out-rebounded, 47-31.

"They (Wyoming) are a good rebounding team and they're physical and strong. You have to be realistic, though, and figure we will not out-rebound them. We will have to play better defense, and it's our place," Reid said.

Quote of the day: "Concede them 21? Isn't it 0-0 when they start the game? If it isn't, I'm not going." — N.Y. Giants coach Bill Parcells on the Buffalo Bills' offensive potential when the two teams meet Sunday in Super Bowl XXV in Tampa, Fla.

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Tennis team upsets No. 11 San Diego

by JODY NIELSEN
Universe Sports Writer

The BYU women's tennis team takes on Wisconsin today at 2 p.m. after defeating the University of San Diego, ranked No. 11 in the nation, on Thursday.

The Cougars won seven of the eight matches played against San Diego. "This was a major upset," BYU coach Jan Valentine said.

San Diego's Tonya Fuller, ranked No. 11 in the nation in singles, was the only player on their team to win a match. Fuller's No. 11 ranking is very deserving," Valentine said. She beat BYU's Evica Koljanin, 6-1, 7-5, 6-3. In the second set Koljanin was down 1-4, but dominated the next games to win the set 7-5. "Koljanin was getting better and better, but played a tough third set," Valentine said. "Players like Fuller don't let you into the match if they can help it."

BYU sophomore Jennifer Holmes defeated Tuck Kacharoen, ranked No. 24 in the nation. "This is Holmes' finest year ever," Valentine said.

"We had some outstanding performances," she said. Maddy Diekmann has had difficulty in the past but that is not the case this year, Valentine said. Diekmann was victorious over San Diego's Julie McKeon in two sets, 7-5, 7-5. Federica Lentini, new to the team, beat Laura Manisto, also in two sets, 6-3, 6-2.

Valentine said Sarah Mugnaini, new to the team as well, played an exciting match against Laura Richards and won, 6-2, 4-6, 7-5. "Mugnaini is a real competitor and doesn't like to lose," she said.

"We're really excited about the possibilities of our team this year," Valentine said. "They never get down, they just fight harder." Wisconsin defeated Trinity Thursday, 9-0. Referring to playing Wisconsin, Valentine said, "Once you get a big win, you don't want to have a letdown."

Spikers set to play Cardinals

by GRANT GARRETT
Universe Sports Writer

The BYU men's volleyball team will battle the fourth-ranked Stanford Cardinals tonight in the Smith Fieldhouse at 7:30. This will be the third straight top-10 team that BYU has played since its season opener Jan. 18 against Long Beach State.

Stanford fields a strong team, returning three starters from last year. Duncan Blackman (outside hitter), the Freshman of the Year in 1989, returns after hitting .308 and averaging 4.11 kills a game last year. Two other outside hitters, John Alstrom and Dave Goss, are also back this year.

The Cardinals had a successful recruiting year last year, said BYU coach Carl McGown. "They've always been able to attract the finest recruits. Last year they recruited the best player coming out of high school — Canyon Ceman, their starting setter," he said. Although BYU beat Stanford in a pre-season tournament in Santa Barbara, the Cougars will have to play great ball to beat them again, McGown said.

"We have to do two main things to win. We have to pass as well as we did against USC, and we have to correct our hitting errors for points," he said. McGown said BYU will have a different starting lineup for the match.

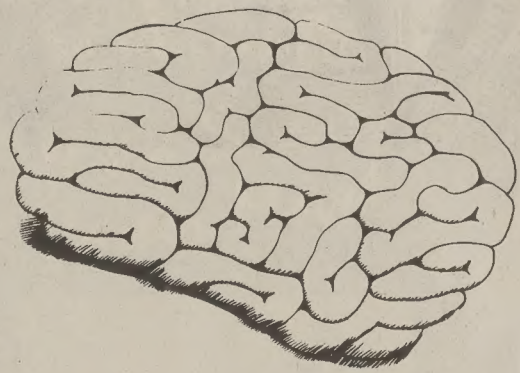
"We'll be starting two freshmen, three sophomores and one senior. Matt Galvin, a freshman, will get his first start of the season," he said.

Ruben Nieves, a former Cardinal player, replaces Fred Sturm as the head coach for Stanford. Sturm has accepted the job of U.S. men's national team coach.

BYU will also play Stanford at 2 p.m. Saturday in 144 RB.

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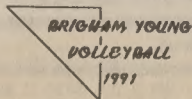
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Genius system of Constitution affects us all, Pres. Lee says

This morning I want to talk to you about a very important relationship that exists between, on the one hand, our lives, our practices, and our beliefs as participants in the Restored Gospel of Jesus Christ and, on the other, the Constitution of the United States. In one sense, this topic is a timeless one, because the Restoration and the Constitution trace their beginnings almost to the same point in time, and over the intervening two centuries have grown and flourished side by side. And yet in another sense, the subject is not only timely, but also issue-driven. Today's Devotional is the last one that will occur during the year period from 1976 through the summer of 1991 that Congress has officially designated as our bicentennial. Bicentennial! Over the past 15 years — for most of you, the majority of your conscious years — this word has virtually acquired a secondary meaning. Viewed narrowly, it has been the ceremonial observance of the most remarkable period in the history of our nation, and perhaps in the history of the world. From a broader perspective, the bicentennial has symbolized patriotism and liberty, and has served as a valuable reminder that the unique blessings we enjoy as Americans are largely attributable to a document that has proven to be, withstanding some flaws, probably the most successful governmental undertaking in the history of civilized life on this planet.

Constitutional principles and constitutional issues continually bear on our day-to-day activities. Every day, Jan. 15, 1991 — President Bush's 49th birthday — provides an excellent example. It is an anniversary of a day of obvious significance and common to every American and to the world. Surrounding it on all sides is a constitutional issue. I'll be more about what that issue is in a moment. But at the outset I want you to understand that constitutional questions enter into a spectrum of interests ranging from global war to nude bathing to non-returnable soft drink containers. The 200-year anniversary that we have been celebrating was a 15-year period that began with the Declaration of Independence and ended with the adoption of the Bill of Rights by the first Congress in the summer of 1791. The Constitution-making portions of that decade and a half lasted only four years, and consisted, in my view, of three basic phases. The first was the famous Philadelphia Convention in the summer of 1787. The story has been told several times and in several ways, but nowhere more interestingly nor more accurately than by our own BYU film production, "A More Perfect Union." The convention was conducted in secret, and represented several struggles of epic proportions among the delegates, ultimately resolved by a series of compromises. Some day someone should make another movie "A More Perfect Union," telling the story of the second and third phases, which were ratification and the adoption of the Bill of Rights. Chronologically, ratification and the Bill of Rights adoption occurred in successive time periods, but they ended up being linked to each other. The story is just as dramatic and the process came just as perilously close to failure as did the Constitutional Convention itself. Let me explain.

The crucial time period for ratification lasted from late 1787 through the summer of 1788. Formally and technically, the number of states required was nine, but everyone knew that if the new Republic was to have a chance, the Constitution would have to be ratified by certain key states, including New York, Massachusetts, and Virginia. Very quickly, the delegates divided into two camps: the Federalists, who supported the new Constitution, and the anti-Federalists, who opposed it. The anti-Federalists included such luminaries as George Mason, Patrick Henry and Elbridge Gerry of Virginia, Samuel Adams and Eldridge Gerry of Massachusetts and Luther Martin of Maryland. They were distressed over the fact that this secret convention, authorized only to modify the Articles of Confederation, had instead established an entirely new form of government. Worse yet, it was a national government — with some of the very idealizing features and powers that the Articles of Confederation just a few years before had been deliberately designed to avoid. Indeed, many felt that this new document would lead us back on a path to monarchy. The Federalists' efforts to secure ratification were led principally by James Madison and Hamilton, who, with some help from John Jay, published under the pseudonym "Publius," a series of 85 essays entitled "The Federalist." Those essays are today not only the most authoritative sources for understanding the original intent of the Founding Fathers; they are also part of our national literary treasure store.

The anti-Federalists rather quickly focused their attack on the lack of a Bill of Rights. For both sides, the Bill of Rights issue was more tactical than substantive. All assumed that if the anti-Federalists succeeded in blocking the entire Constitution into a second convention to consider adding a Bill of Rights, a second convention would not have the advantage of secrecy that the first had enjoyed, and the proponents of a new Constitution would therefore probably not duplicate the series of compromises on their work of the summer 1787 had depended. In short, a new convention would mean no constitution at all, and both sides understood the battle over a Bill of Rights was really a battle over the Constitution itself.

Once again, it was a compromise that carried the day, but this time a crucial one: Following the Massachusetts lead in early 1788, the crucial conventions ratified the Constitution as it stood, but accompanied it with the addition of some proposed Bill of Rights amendments which Congress could consider after ratification. Given the closeness of the votes in Massachusetts, New York and Virginia, it is quite clear that without ratification-now-Bill-of-Rights-later compromise, our Constitution would never have come into existence. And yet when the first Congress convened in April of 1789, most of its members were inclined to consider any matter of business other than the Bill of Rights. If not for the intense pressure of one man, James Madison, then a member of the House of Representatives, the first Congress might never have enacted a Bill of Rights. (Ironically, Madison had been defeated for the Senate by Richard Henry Lee, who had opposed the Constitution.) In all three phases of our Constitution-making, therefore, drafting, ratification, and adding the Bill of Rights, Madison was the central figure. He truly deserves his title, the Father of our Constitution.

And then, is this Constitution, which Madison and Hamilton and others labored so diligently and precariously to bring about, and whose bicentennial we have been celebrating over the past four years? In the elementary sense, the answer is that it is a part of our American body politic, and laws are the rules by which we govern ourselves. But out of all the rules of conduct that rise to the level of law in our society, the Constitution is different in several respects. I will mention just two, and they are interrelated.

First, the Constitution is supreme over all other law. That means that when there is any inconsistency between the provisions of the Constitution and law that stems from any other source, the other law is invalid for no reason alone. That is what we mean when we say that laws are constitutional."

The second distinction is one that is not often talked about but is very important and is related to the first. As compared to any other kind of law, including statutory, regulatory, or judge-made common law, constitutional law (at least by the formal processes specified by the Constitution itself) is very difficult to make or change. Consider this: In two hundred years we have added only 26 amendments. The first ten, which include a large share of our most important constitutional provisions, were enacted in just a little over two years. But since that time, of the literally thousands of constitutional amendments that have been proposed, only 16 — an average of eight per century — have actually become part of our constitutional law. And of those 16, two have cancelled each other out, the majority have dealt with relatively unimportant matters, and only one, the 14th, has an importance comparable to some of the provisions that were adopted between 1787 and 1791.

The central feature of the American Constitution is that with only one exception, its provisions are confined to limiting the powers of government. The single exception is the 13th Amendment, which prohibits slavery and involuntary servitude, and therefore necessarily governs relationships between private, non-governmental people and entities. With that single exception, the Constitution leaves untouched those vast bodies of other law which regulate the rights and obligations that individuals, groups, and institutions owe to and enjoy from each other. I suspect that the great majority of Americans don't know that. It follows that when we speak of our constitutional rights, we are necessarily speaking of rights that we enjoy vis-a-vis government, either national, state, or local. The Constitution is silent with respect to rights that we might enjoy vis-a-vis our employer, our neighbor, or any other non-governmental person or entity who infringes on our interests in any way other than the imposition of slavery or involuntary servitude, neither of which has been a terribly pressing issue over the past century and a quarter.

The Constitution is, in short, a limitation on government. It accomplishes its governmental-authority-confining mission in two basic ways, and with the exception of the 13th Amendment, every provision of the Constitution, in my opinion, falls into either one or the other of these two categories of limitations on governmental power.

The first category is the obvious one. The Constitution contains some fairly obvious, though not always specific, prohibitions concerning what government, federal, state or local, can do to its citizens. Some of the most prominent are protections for the criminally accused, such as the privilege against self-incrimination, protection against unreasonable searches and seizures, the right to counsel, and jury trial. The best known of the non-criminal protections are contained in the First Amendment, most of whose guarantees pertain to some form of free expression, and include freedom of speech and press, freedom of assembly, and the free exercise of religion. (Interestingly enough, the only non-expression right contained in the First Amendment is a structural provision, the so-called establishment clause, which deals with relationships between governments and religious organizations.) And although the original Constitution was criticized by the anti-Federalists for its lack of a bill of rights, it actually contained several important limitations on government designed solely to protect individual rights, such as the prohibitions against bills of attainder and ex post facto laws, the habeas corpus guarantee and the contracts clause.

The other way that the Constitution limits governmental powers is more subtle, not as well-known, but equally important and equally effective. It consists of a combination of two separate structural provisions. They are structural provisions in that they protect the individual against governmental power not by overtly prescribing what government cannot do, but rather by creating separate governmental units that compete for government power. By spreading the powers of government among several separate entities and by making each a competitor with the others, there is a lesser likelihood that any of those entities can ever acquire power in sufficient measure to become oppressive. The Constitution accomplishes this division of power along two dimensions, one horizontal, and one vertical.

First, it divides powers horizontally among three separate branches of the federal government. This breaking up of governmental authority among separate branches of the federal government was, in a very real sense, the first order of business for the 1787 Constitution-makers. Thus, in Article I they created a Legislative Branch (Congress) and gave it the power to make laws; Article II created an Executive Branch (the President) who is charged with the responsibility "that the laws be faithfully executed"; and then Article III created the third branch (the federal courts), whose duty it is to interpret the laws.

The Constitution also divides power, in a quite different way, vertically, between the federal government on the one hand and the various state governments on the other. Moreover, it gives each of these competitors a power feature that the other does not have. That is, the law-making authority of the states, represented by the larger circle, is broader because the powers of the federal government, shown by the smaller, included circle, are confined to those that the Constitution itself specifically authorizes any of the three branches to exercise, or powers that can be fairly implied by those specifically enumerated powers. But within its narrower sphere, federal law trumps state law whenever the two come into conflict. In summary, therefore, under this constitutional vertical division of authority, which we call federalism, the federal law is more potent, and within its confined sphere prevails where, as very frequently happens, the two come into conflict, but the total package of state powers is larger.

All of this talk about structure and competition for power in government may sound terribly boring to some of you, maybe even irrelevant. Let me tell you why I get so excited about it. It is not just my natural affinity for esoteric things. I believe that these interlocking structural features, separation of powers and federalism, lie at the core of why our constitutional system of government has survived and served us so well over two centuries. Both are simple in their basic precepts. But in their actual operation they can only be described as genius features. The reason is that over the long run of our nation's history, they have managed to maintain a balance of power both within the federal government and also between our two systems of government that has effectively protected our individual liberties in ways that are more subtle, but in my view just as effective, as the better-known guarantees contained in the Bill of Rights.

And they do so in ways that affect all of us. Just ask yourselves, for example, what single issue have you been most concerned about over the last several weeks? I would guess that for most of you, number one on your worry list has been the possibility of war. Did you know that at the bottom of the tussle between Congress and the President over the past several weeks, culminating in last weekend's Congressional debate and resolution, is a rock-solid separation of powers issue? Among the powers that the Constitution splits up among different governmental entities are those

that pertain to our ability to make war. In Iraq, Saddam Hussein can call all the shots by himself. But in this country, it takes some cooperative effort between at least two governmental competitors. Iraq's system is more efficient, but ours is better designed to assure against arbitrary and tyrannical government. And that's why I conclude that these structural features really amount to a genius system.

One of the most important features of the American Constitution, both in theory and in practice, is the magnificent breadth of its most important provisions, notably the commerce clause, most of the Bill of Rights guarantees, and the 14th Amendment's due process and equal protection clauses. The lack of specificity of these and other provisions has almost certainly been essential to the ability of this document drafted in 1787 to survive over 200 years of the largest and most unanticipated change that any country at any time has ever experienced.

And yet there is another edge to this generality. Someone has to be vested with the final authority to determine what the Constitution means when its provisions are applied to concrete practical facts, many of which were totally unanticipated at the time of the Constitutional Convention. For example, how, if at all, is the authority of the states to regulate the lengths and weights of trucks on interstate highways precluded by Congress's constitutional authority "to regulate commerce...among the several states"? In 1787 few people were thinking about interstate highways or trucks. Similarly, the Constitution guarantees against infringements on free speech. What does that guarantee do, if anything, to state laws providing recovery for libel and slander? And what is speech? Any form of expression? Does it include flag burning? If so, is there a difference between burning flags and burning draft cards? Or sleeping in tents as a protest against homelessness? And what about the recent controversy over the refusal of the National Endowment for the Arts to give grants to projects or works that it considers obscene? Does the Constitution require that so long as NEA gives grants to anyone, it not exclude those that it considers objectionable?

You can read the Constitution very carefully, and not find, even in a footnote or an annotated version, any answer to any of those questions. Each of these is a form of expression, and yet none of them uses words. Speech or not? First Amendment protected or not? Different people would give different answers to those questions.

And even where the text is more specific, questions of interpretation still remain. For example, with respect to the issue that is very much at the forefront of all of our minds today, how much could President Bush have done in the Persian Gulf without a formal Congressional declaration? In this case, Congress acted, but in other crucial instances, such as the Civil War, Korea, and Vietnam, Congressional action was either absent or less decisive. The Constitution states unequivocally, and quite specifically, that "the Congress shall have power . . . to declare war . . ." Yet in language that is equally unequivocal and equally precise, Article II states that "the President shall be Commander-in-Chief of the Army and Navy of the United States...." Did Presidents Lincoln, Truman, Johnson, and Nixon act unconstitutionally or were they within their Article II powers?

Nothing in the text of the Constitution, and nothing in its history, provides the answer to those and many other practical questions that arise every day. But if our nation is to survive as a functioning constitutional republic, someone has to say what these broad, general provisions of the Constitution really mean. Since the issue is one of interpretation, common sense tells us that the Constitution is among the laws that the courts interpret, and that common sense view is supported both by 187 years of actual practice and also by the most authoritative piece of constitutional history on this issue, No. 78 of the Federalist Papers, authored by Hamilton.

There are some consequences of this judicial power to interpret the Constitution that are a concern to many people, including your speaker. It means that five people — a majority of the Supreme Court — have the power not only to interpret the Constitution, but also effectively to amend it if they choose to do so, with little effective power in Congress, the President, or the people to reverse what the Court does in any particular case. As large and as real as that concern is, it needs to be tempered by two facts. The first is that it is fairly clear to me that this power of judicial review — the authority of the courts to have the last word on constitutional — was intended by the 1787 framers, though they did not explicitly say so. By combining the power of judicial review (which, as Hamilton says, they probably did intend) with the very broad language that the Founding Fathers used in the Constitution's most important provisions, the expansive judicial power that comes from judicial review was, in a sense, part of the "original intent" of the 1787 framers.

Second, there is, over the long run, a responsiveness between the will of the people and the content of our constitutional law. This comes about through the power of the President to appoint members of the federal judiciary. Indeed, as every recent President since Eisenhower has explicitly observed, one of the most important acts of any President — some have said, the most important — is to appoint members of the Supreme Court, whose average tenure has been several times that of our Presidents.

Over the decades of your future careers as voting Americans, therefore, just remember that when you vote for a President, you are doing more than picking the person who will lead us in war and peace, and have access to Camp David and Air Force One. You are also in effect making a decision as to what kind of person you want on the Supreme Court. Our nation's history over the last half century demonstrates this fact. Particularly illustrative are the eight Roosevelt appointments in the late 1930s and early 40s, and Nixon's four appointments between 1969 and 1972. While both of these presidents, and others, were probably disappointed in some of their appointees, as a group those appointed by Roosevelt and also Nixon reflected the views of the president who appointed them, and presumably the people who elected the president. Most important of all, both the Roosevelt and the Nixon appointees have had large effects on all of us that will last for decades, and in many instances, forever.

The constitutional principles and features that we have discussed thus far are relevant to every American citizen, and indeed to every person who enjoys the benefits of our constitutional system of government. For those of us who are members of The Church of Jesus Christ of Latter-day Saints, the study of the Constitution offers at least three other pluses and they are unique to us. The first is that the Restoration itself probably could not have survived if 200 years ago the anti-Federalists had prevailed. The events of the Restoration all occurred in this country. The message that it brought back to the world was highly controversial and provocative. Even with such protections as separation of powers and federalism and the explicit religion guarantees of the First Amendment, our early survival was as miraculous as that of the Constitution itself. Without those protections, we likely would not have survived at all.

It is, at the least, a remarkable coincidence — and in my view, no coincidence at all — that Joseph Smith was born less than 15 years after the Bill of Rights became part of the Constitution. It's easy to forget that. The establishment of our Constitution by the hands of wise men occurred in the 18th century, and the birth of Joseph Smith and the First Vision in the 19th, but they actually took place only a few years apart. President Wilford Woodruff observed that the United States was the only place on earth where the Lord could have established His church and kingdom. And in more recent times, President David O. McKay in the dedicatory prayer for the Los Angeles Temple expressed gratitude for the Constitution and for the fact that it made the Restoration possible. How important, then, has

the Constitution been for us? Without it, we probably would not have the gospel.

And this brings me to the second unique relationship between our American Constitution and our religion. We know that in fact the events whose 200th birthday we observe did not come about just by chance. The descriptive phrase most commonly used by many members of the Church is that our Constitution was "divinely inspired." Unfortunately, some Church members have deduced from that general, non-scriptural description more than the scriptures or the Constitution or common sense will sustain. That is, from the general label, "divinely inspired," some assume that the Constitution is tantamount to scripture, and therefore perfect in every respect, reflecting in every provision and every sentence the will of our Heavenly Father, just as is true of the Book of Mormon or the Doctrine and Covenants. That view cannot withstand analysis. Our Constitution has some provisions that are not only not divine; they are positively repulsive. The classic example is contained in Article V, which guaranteed as a matter of constitutional right that the slave trade would continue through at least the year 1808. There are other provisions which are not as offensive as the slavery guarantee, but they were quite clearly bad policy, and certainly were not divinely inspired in the same sense as are the scriptures. Moreover, regarding the Constitution as tantamount to scripture is difficult to square with the fact that our republic has functioned very well, probably even better, after at least one of its original provisions (requiring United States senators to be elected by their respective state legislatures rather than the people at large) was amended out of existence by the 17th Amendment.

In my own view, this whole issue is resolved simply by examining what the scriptures say, rather than resorting to the generality, "divinely inspired," which you will not find anywhere in the Standard Works. Probably the most helpful statement is contained in section 101 verse 80 of the Doctrine and Covenants: "And for this purpose have I established the Constitution of this land, by the hands of wise men whom I raised up unto this very purpose . . ." I submit that this scripture makes it very clear that our Heavenly Father's involvement in the bringing forth of our Constitution was more an involvement in process than in end result. As President Benson has stated, "It is my firm belief that the God of Heaven raised up the Founding Fathers and inspired them to establish the Constitution of this land." His focus, and the focus of the Doctrine and Covenants, frees us of the burden of trying to equate the Constitution with scripture and therefore to justify every part. And a focus on process reaffirms the fact that the Constitution did not just come about by chance. Our Heavenly Father did play an active and essential role. That role was not the revelation to a prophet of infallible truth, perfect and reliable in every aspect. Rather, what the Lord did was to raise up at just the right time and in just the right combination people who could and predictably would produce a document that is, on balance, the most remarkable ever struck by human hands. Interestingly enough, James Madison himself in No. 37 of the Federalist Papers also expressed the view that "it is impossible for the man of pious reflection not to perceive in it [referring to the Constitution] a finger of that Almighty hand which has been so frequently and signally extended to our relief in the critical state of the Revolution." Statements similar to that of Madison can be found in the writings of others of the Founding Fathers.

A final area of constitutional interest unique to Latter-day Saints finds its source in the well-known "Hanging by a Thread" statements by the Prophet Joseph Smith. Similar statements have been reiterated by no fewer than six of his successors, including the current Prophet. In a forthcoming book to be published by the Religious Studies Center, Professor Don Cannon lists over 40 instances in which these seven presidents have either used the "thread" metaphor or something like it. But in none of those quotations cited by Professor Cannon has any Church leader ever been very specific as to the metaphor's meaning.

Unfortunately, some members of the Church have been all too ready to offer their own explanations. The only thing consistent about these explanations is that in each instance, it was the Church member's own unresolved, often very private, grievance which supplied evidence that the thread was beginning to fray, sometimes beyond repair. Among some people, any problem from a tax increase to a failure to collect the garbage on time to a boundary dispute with one's neighbor is likely to call forth the observation that it is certainly easy to see how the Constitution is hanging by a thread. A companion assertion is that the election or appointment of certain persons, often the person making the assertion, to designated positions provides the key to preventing the demise of our constitutional system.

In my view, this is another instance in which going beyond what our leaders have said can be misleading at best, and potentially fraught with mischief. Even though we have not been given the exact meaning of the prophets' statements about the Constitution hanging by a thread, the scriptures do define the conditions on which freedom in the land of America ultimately depends. I am satisfied that whatever else may eventually hang in the constitutional balance, this much is clear: The continuation of the blessings of liberty depends finally on our spiritual righteousness. As the Lord told the Jaredites in the Book of Ether, this is a "land of promise." And "whatsoever nation shall possess it shall be free from bondage, and from captivity . . . if they will but serve the God of the land, who is Jesus Christ." If the people fail to keep this covenant, they "shall be swept off when the fulness of his wrath shall come upon them. And the fulness of his wrath cometh upon them when they are ripened in iniquity" (Ether 2:9-12).

I hope that after this morning's discussion you will have a better understanding not only of what the Constitution is and how it works, but also of what it does not do. As Paul Martin Wolff, a prominent Washington, D.C., lawyer, has observed: "The Constitution has too often been misused for personal gain. Individual desires have been palmed off as scholarship. Politicians have pandered to the public by compounding misunderstandings of Supreme Court decisions, not correcting them. Constitutional pronouncements appear everywhere, from bumper stickers to talk shows. Too many people appear in classrooms, pulpits, campaign platforms, and mass circulation magazines, telling us not what they believe the Constitution means, but what they insist it says, giving every appearance that they are the sole heirs of James Madison's wisdom." (Paul Martin Wolff, *Legal Times of Washington*, Nov. 9, 1981)

Necessarily, today's discussion has been very summary in its content. I cannot hope to give you in 35 minutes a constitutional law course that either in our political science or our law school curriculum would occupy a full year, or that for more serious students of this fascinating subject can consume a lifetime and still leave many questions unanswered. What I hope we have been able to accomplish is two things. The first is to give you a basic understanding of what the Constitution is and is not, how it operates, and its particular significance for you. Second, I hope that you now have an interest in learning more, as an enduring, continuing part of your overall learning processes. The Lord's caution about the relationship between our righteousness and our liberties has been reiterated over the centuries from Jaredite days to Nephtie days to our own. Scriptures ancient and modern tell us that there is something we can do to contribute to the cause of freedom in this land governed by a Constitution whose bicentennial we celebrate — a Constitution established by the hands of wise men raised up by God for that very purpose. That each of us may make that contribution through the lives we lead, by keeping our Heavenly Father's commandments, and striving to be more like His Son is my prayer, in the name of His Son, Jesus Christ, amen.

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